IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

SECOND APPEAL NO.1098 OF 2006

Mahendra Chandrakant Dhotre .. Appellant.
Vs.
Pune Municipal Corporation & Ors. .. Respondents.

Mr.A.S.Pratinidhi for the appellant.

CORAM : D.B.BHOSALE, J.

DATED : 7TH FEBRUARY, 2007

P.C.:

. Heard learned counsel for the appellant.

2. Mr.Pratinidhi, learned counsel for the appellant, on instructions from his client prays for withdrawal of this appeal with liberty to the appellant to apply for regularisation of the disputed structure. In view of the submissions of Mr.Pratinidhi, learned counsel for the appellant, I pass the following order:

. The appeal stands disposed of as withdrawn. It is open for the appellant to apply for regularisation within four weeks from today. If such an application is made by the appellant, the concerned authority shall decide the same within 12 weeks therefrom.

. While granting liberty to the appellant to make representation seeking regularisation, as aforestated, I shall not be understood to have expressed any opinion on the prayer that will be made in the said representation. The concerned authority shall consider the application on its own merits in accordance with law. It is needless to express that for 16 weeks from today the concerned authority shall not take action against the offending structure in pursuance of the impugned judgments in the appeal.

(D.B.Bhosale, J.)